

ML:DEL  
F.#2019R01327

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

----- X

UNITED STATES OF AMERICA

- against -

RICHARD PALMER,

Defendant.

----- X

THE GRAND JURY CHARGES:

COUNT ONE

(Sexual Exploitation of a Child)

1. In or about January 2019, within the Eastern District of New York and elsewhere, the defendant RICHARD PALMER did knowingly and intentionally employ, use, persuade, induce, entice and coerce a minor, to wit: John Doe, an individual whose identity is known to the Grand Jury, to engage in sexually explicit conduct for the purpose of producing one or more visual depictions of such conduct, knowing and having reason to know that such visual depictions would be transported and transmitted using a means and facility of interstate and foreign commerce and in and affecting interstate and foreign commerce, which visual depictions were produced and transmitted using materials that had been mailed, shipped and transported in and affecting interstate and foreign commerce by any means, including by computer, and which visual depictions had actually been transported and

**FILED**  
IN CLERK'S OFFICE  
U.S. DISTRICT COURT E.D.N.Y.

★ NOV 22 2019 ★

BROOKLYN OFFICE

INDICTMENT

**CR 19-556**

(T. 18, U.S.C., §§ 2251(a), 2251(e),  
2252(a)(2), 2252(a)(4)(B), 2252(b)(1),  
2252(b)(2), 2253(a), 2253(b) and 3551  
et seq.; T. 21, U.S.C., § 853(p))

WEINSTEIN, J.

ORENSTEIN, M.J.

transmitted using a means and facility of interstate and foreign commerce and in and affecting interstate and foreign commerce.

(Title 18, United States Code, Sections 2251(a), 2251(e) and 3551 et seq.)

COUNTS TWO THROUGH EIGHT  
(Distribution of Child Pornography)

2. On or about and between September 1, 2019 and October 6, 2019, both dates being approximate and inclusive, within the Eastern District of New York and elsewhere, the defendant RICHARD PALMER did knowingly and intentionally distribute one or more visual depictions, to wit: the digital videos and images depicted in the following computer files:

<u>COUNT</u>	<u>FILENAME</u>
TWO	“th_90897_990199240_240_b9e98570c9894b6dd46220190806_123_181lo.jpg”
THREE	“44.jpg”
FOUR	“zz6nju7.gif”
FIVE	“FIP6s(2).png”
SIX	“th_78638_77_123_250lo.jpg”
SEVEN	“img_bc9ee4b7317a04b7317a04e68970e291617af4(1).jpg”
EIGHT	“045_(2)(8).jpg”

using a means and facility of interstate and foreign commerce, which visual depictions had been mailed, and had been shipped and transported in and affecting interstate and foreign commerce, and which contained materials which had been mailed and so shipped and transported, by any means including by computer, the production of such visual depictions

having involved the use of one or more minors engaging in sexually explicit conduct, and such visual depictions were of such conduct.

(Title 18, United States Code, Sections 2252(a)(2), 2252(b)(1) and 3551 et seq.)

COUNT NINE  
(Possession of Child Pornography)

3. On or about November 1, 2019, within the Eastern District of New York, the defendant RICHARD PALMER did knowingly and intentionally possess matter which contained one or more visual depictions, to wit: videos and images stored on a Samsung Galaxy cellular telephone with Serial No. R28K11HAFBV and a Samsung Galaxy cellular telephone with Serial No. R58KC13MLMA, that had been mailed, and had been shipped and transported using a means and facility of interstate and foreign commerce and in and affecting interstate and foreign commerce, and which were produced using materials which had been mailed and so shipped and transported, by any means including by computer, the production of such visual depictions having involved the use of one or more minors engaging in sexually explicit conduct, and such visual depictions were of such conduct.

(Title 18, United States Code, Sections 2252(a)(4)(B), 2252(b)(2) and 3551 et seq.)

CRIMINAL FORFEITURE ALLEGATION

4. The United States hereby gives notice to the defendant that, upon his conviction of any of the offenses charged herein, the government will seek forfeiture in accordance with Title 18, United States Code, Section 2253(a), which requires the forfeiture of: (a) any visual depiction described in Section 2251, 2251A, 2252, 2252A, 2252B or 2260

of Title 18 of the United States Code, or any book, magazine, periodical, film, videotape or other matter which contains any such visual depiction, which was produced, transported, mailed, shipped or received in violation of such sections; (b) any property, real or personal, constituting, or traceable to, gross profits or other proceeds obtained from such offenses; and (c) any property, real or personal, used or intended to be used to commit or to promote the commission of such offenses or any property traceable to such property, including but not limited to the following items: (i) one Samsung Galaxy cellular telephone (Serial No. R28K11HAFBV); and (ii) one Samsung Galaxy cellular telephone (Serial No. R58KC13MLMA), both seized from the defendant's residence on or about November 1, 2019.

5. If any of the above-described forfeitable property, as a result of any act or omission of the defendant:

- (a) cannot be located upon the exercise of due diligence;
- (b) has been transferred or sold to, or deposited with, a third party;
- (c) has been placed beyond the jurisdiction of the court;
- (d) has been substantially diminished in value; or
- (e) has been commingled with other property which cannot be

divided without difficulty;

it is the intent of the United States, pursuant to Title 21, United States Code, Section 853(p), as incorporated by Title 18, United States Code, Section 2253(b), to seek forfeiture of any

other property of the defendant up to the value of the forfeitable property described in this forfeiture allegation.

(Title 18, United States Code, Sections 2253(a) and 2253(b); Title 21, United States Code, Section 853(p))


A TRUE BILL



FOREPERSON

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RICHARD P. DONOGHUE  
UNITED STATES ATTORNEY  
EASTERN DISTRICT OF NEW YORK



BY:  
ACTING UNITED STATES ATTORNEY,  
PURSUANT TO 28 C.F.R. O.136

F #: 2019R01327  
FORM DBD-34  
JUN. 85

No. \_\_\_\_\_

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# UNITED STATES DISTRICT COURT

EASTERN *District of* NEW YORK

CRIMINAL DIVISION

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THE UNITED STATES OF AMERICA

vs.

RICHARD PALMER,

Defendant.

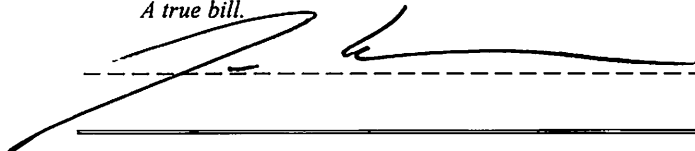
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## INDICTMENT

(T. 18, U.S.C., §§ 2251(a), 2251(e), 2252(a)(2), 2252(a)(4)(B),  
2252(b)(1), 2252(b)(2), 2253(a), 2253(b) and 3551 et seq.;  
T. 21, U.S.C., § 853(p))

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*A true bill.*



Foreperson

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Filed in open court this \_\_\_\_\_ day,

of \_\_\_\_\_ A.D. 20 \_\_\_\_\_

Clerk

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Bail, \$ \_\_\_\_\_

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*Devon Lash, Assistant U.S. Attorney (718) 254-6014*